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**YOUNG & THOMPSON**  
209 Madison Street  
Suite 500  
Alexandria VA 22314

**MAILED**

DEC 06 2010

In re Application of :  
Herve Gouessant et al. :  
Application No. 10/539,018 : **OFFICE OF PETITIONS**  
Filed: November 30, 2005 : **DECISION ON PETITION**  
Attorney Docket No. 0579-1094 :

This is a decision on the Letter, filed May 26, 2010 which is being treated as a petition under 37 CFR 1.59(b) to expunge information from the above identified application. The required petition fee has been charged to petitioner's deposit account.

The petition is **dismissed**.

Petitioner requests that the amendment filed under EFS ID 7688756 on May 26, 2010 be expunged from the record. Petitioner does not indicate the reason for this expungement request other than that a substituted amendment was filed.

The petition is deficient because there is no statement that:

- (B) the information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted;
- (C) the information has not otherwise been made public;
- (D) there is a commitment on the part of the petitioner to retain such information for the period of any patent with regard to which such information is submitted.

Petitioner is directed to MPEP 724.05(II).

Telephone inquiries concerning this communication should be directed to Carl Friedman at (571) 272-6842.

Carl Friedman  
Petitions Examiner  
Office of Petitions